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UNITED STATES OF AMERICA

UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

DURK BANKS, et al.,

Defendants.

No. CR 24-621(B)-MWF

GOVERNMENT'S NOTICE OF LODGING
UNDER SEAL EXHIBITS 1-6 AND
SUPPLEMENTAL MEMORANDUM IN
OPPOSITION TO DEFENDANT DURK
BANKS' MOTION TO DISMISS FOR
VAGUENESS OR IN THE ALTERNATIVE
FOR A BILL OF PARTICULARS

Plaintiff United States of America hereby files this Notice of Lodging Under Seal Exhibits 1-6 and Supplemental Memorandum in Opposition to Defendant Durk Banks' Motion to Dismiss for Vagueness or in the Alternative for a Bill of Particulars (Dkt. 227).

This filing is based upon the attached memorandum of points and authorities, the attached Exhibits 1-6 (Under Seal), the files and

1 records in this case, and such further evidence and argument as the
2 Court may permit.

3 Dated: November 14, 2025

Respectfully submitted,

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10 /s/

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MEMORANDUM OF POINTS AND AUTHORITIES

To assist the Court in resolving Defendant Banks' Motion to Dismiss for Vagueness or for a Bill of Particulars, the government hereby lodges under seal Exhibits 1-6. Defendant Banks' Reply in Support of his Motion to Dismiss for Vagueness or for a Bill of Particulars (Dkt. 286) claims that "nowhere does the discovery set forth anything resembling a fixed or coherent theory of the 'time, place, and circumstances' of the 'bounty' allegations or the 'at the direction of' allegations." (Reply at 7.) The statement is not true. For example, the government has produced discovery that explicitly states the time, place, and language used to convey the bounty to at least two different witnesses. See Ex. 1 (at Bates_35015-16); Ex. 2 (at Bates_34923); see also Ex. 3 (at Bates_33070); Ex. 4 (at Bates_34950-51). The discovery produced to defendants also explicitly states multiple examples of defendant Banks directing his co-conspirators to take actions in furtherance of the murder scheme. See Ex. 5 (at Bates_37195-37200); Ex. 6 (at Bates_33244-48). To the extent defense counsel believes these statements do not "resembl[e] a fixed or coherent theory" of this case, they have the right to present that argument to the petit jury. For the reasons set forth in the government's previously filed opposition, the Court should deny this motion.